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#12 Receipt

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ian Redmond, Bernard Bell, David L. Blankenbeckler, Michael F. Braitberg and Robert D. Freeman

Assignee: DataPlay, Inc.

Title: Low Profile Optical Head

Serial No.: 09/457,104 Filing Date: December 7, 1999

Examiner: Unknown Group Art Unit: 2753

Docket No.: M-8535 US

San Jose, California
July 22, 2002

COMMISSIONER FOR PATENTS
Office of Initial Patent Examination
Customer Service Center
Washington, D.C. 20231

REQUEST FOR CORRECTED FILING RECEIPT

Dear Sir:

Applicants hereby request the Commissioner For Patents to correct the Official Filing Receipt for the above-identified patent application as follows:

- ☐ 1. Correct the Filing Date
- ☒ 2. Correct Inventor Name
- ☐ 3. Correct Title
- ☐ 4. Correct information referencing related case
- ☐ 5. Correct Attorney Docket Number
- ☐ 6. Other: _____

This Request is submitted for the following reasons:

Attached as Exhibit A is a copy of the "Correction of Inventorship" as submitted to the Assistant Commissioner for Patents on March 22, 2002, requesting that the inventors should be listed in the following order: Ian Redmond, Bernard Bell, David L. Blankenbeckler,

LAW OFFICES OF
SKJERVEN MORRILL LLP
25 METRO DRIVE
SUITE 700
SAN JOSE, CA 95110
(408) 453-9200
FAX (408) 453-7979

Michael F. Braitberg and Robert D. Freeman. Attached as Exhibit B is a copy of the signed declaration. Attached as Exhibit C is a copy of the Filing Receipt with the changes noted in red. Therefore, it is respectfully requested that a corrected Filing Receipt be issued.

Because this was not an error on the part of Applicants, Applicants believe no fee is required. However, the Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account 19-2386.

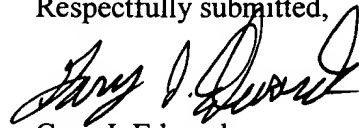
If this action does not lead to issuance of a corrected Official Filing Receipt as requested, please contact the undersigned at (408) 453-9200, extension 1338.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, Office of Initial Patent Examination, Customer Service Center, Washington, D.C. 20231, on July 22, 2002.


Attorney for Applicants

7/22/02
Date of Signature

Respectfully submitted,



Gary J. Edwards
Attorney for Applicants
Reg. No. 41,008

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COPY OF PAPERS
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Redmond, et al.

Serial No.: 09/457,104

Filed: December 7, 1999

Atty. File No.: 4154-9

For: LOW PROFILE OPTICAL HEAD

) Group Art Unit: 2753

) Examiner:

) CORRECTION OF INVENTORSHIP

) (37 CFR 1.48(f)(1))

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE
ADDRESSED TO THE ASSISTANT COMMISSIONER OF
PATENTS, WASHINGTON, DC 20231 ON March 22, 2000.

SHERIDAN ROSS P.C.

BY: *Maureen C. Swygard*

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The above-identified application was filed without an oath or declaration, but naming five inventors. An executed Declaration is being filed herewith in response to the Notice to File Missing Parts (mailed January 25, 2000), executed by five inventors, three of whom are different from those originally named. This submission of the executed oath is being provided as a means for correcting the earlier identification of inventorship, in accordance with 37 CFR 1.48(f)(1).

Applicants respectfully request that the inventors should be listed in the following order:
Redmond, Bell, Blankenbeckler, Braitberg, and Freeman.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: *Richard L. Hughes*

Richard L. Hughes
Registration No. 31,264
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141
(303) 863-9700

Date: *March 22, 2000*

M:\4154\9\COR-correction inventorship.wpd

EXHIBIT A



RULE 63 (37 CFR § 1.63)
DECLARATION
FOR PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled LOW PROFILE OPTICAL HEAD, the specification of which is identified as Attorney File No. 4154-9 and attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability in accordance with 37 CFR 1.56(a) and (b) as set forth on the attached sheet indicated Page 3 hereof and which I have read.

I hereby claim foreign priority benefits under 35 U.S.C. 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) | | | Priority Claimed |
|------------------------------|----------------|-----------------------------|----------------------|
| <u>Number</u> | <u>Country</u> | <u>Day/Month/Year Filed</u> | <u>Yes</u> <u>No</u> |

I hereby claim the benefit under 35 U.S.C. 120/365 of all United States and PCT international applications listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in such prior applications in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information material to patentability in accordance with 37 CFR 1.56(a) and (b) which occurred between the filing date(s) of the prior application(s) and the national or PCT international filing date of this application:

| <u>Application Serial No.</u> | <u>Filing Date</u> | <u>Status: patented, pending, abandoned</u> |
|-------------------------------|--------------------|---|
|-------------------------------|--------------------|---|

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(1) Inventor's Signature Ian Redmond Date 3/14/00

Inventor's Name (typed): Ian Redmond

Citizenship: United Kingdom

Residence: 2065 Floral Drive
Boulder, Colorado 80304

Post Office Address*: Same as Residence

*Complete Post Office Address in full if different from Residence, otherwise indicate that the Post Office Address is "Same as Residence."

(2) Inventor's Signature Bernard Bell Date 3/14/2000

Inventor's Name (typed): Bernard Bell

Citizenship: United States

Residence: 9920 Phillips Road
Lafayette, Colorado 80026

Post Office Address*: Same as Residence

*Complete Post Office Address in full if different from Residence, otherwise indicate that the Post Office Address is "Same as Residence."

(3) Inventor's Signature David L. Blankenbeckler Date 3/14/00

Inventor's Name (typed): David L. Blankenbeckler

Citizenship: United States

Residence: 2141 Ridgeview Way
Longmont, Colorado 80501

Post Office Address*: Same as Residence

*Complete Post Office Address in full if different from Residence, otherwise indicate that the Post Office Address is "Same as Residence."

(4) Inventor's Signature Michael F. Braitberg Date 3/14/00

Inventor's Name (typed): Michael F. Braitberg

Citizenship: United States

Residence: 440 Broken Fence Road
Boulder, Colorado 80302

Post Office Address*: Same as Residence

*Complete Post Office Address in full if different from Residence, otherwise indicate that the Post Office Address is "Same as Residence."

(5) Inventor's Signature Robert D. Freeman Date 3/14/00

Inventor's Name (typed): Robert D. Freeman

Citizenship: United States

Residence: 4747 Anne Place
Erie, CO 80516

Post Office Address*: Same as Residence

*Complete Post Office Address in full if different from Residence, otherwise indicate that the Post Office Address is "Same as Residence."



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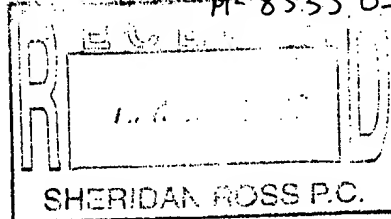
UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: ASSISTANT SECRETARY AND
COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|-------------|--------------|---------------|---------------------|----------|------------|------------|
| 09/457,104 | 12/07/1999 | 2753 | 1051 | 4454-9 M-8535 US | 8 | 70 | 7 |

RICHARD L. HUGHES-
SHERIDAN ROSS PC
1560 BROADWAY SUITE 1200
DENVER, CO 80202-6144

SKJERVEN MORRILL LLP
25 Metro Drive, Suite 700
San Jose, CA 95110



Date Mailed: 04/04/2000

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) IAN REDMOND

~~BOB FREEMAN, BOULDER, CO;~~
~~MICHAEL F. BRAITBERG, BOULDER, CO;~~ BERNARD BELL, LAFAYETTE, CO;
~~STEVEN B. VOLK, BOULDER, CO;~~ DAVID L. BLANKENBECKLER, LONGMONT, CO;
~~DANIEL R. ZAHARRIS, LONGMONT, CO;~~ MICHAEL F. BRAITBERG, BOULDER, CO;
~~DAVID H. DAVIES, BOULDER, CO;~~ ROBERT D. FREEMAN, ERIE, CO

Continuing Data as Claimed by Applicant

Foreign Applications

If Required, Foreign Filing License Granted 01/21/2000

**** SMALL ENTITY ****

Title

LOW PROFILE OPTICAL HEAD

Preliminary Class

369

Data entry by : MIDDLETON, MATTIE

Team : OIPE

Date: 04/04/2000



EXHIBIT C

LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."

Any corrections that may need to be done to your Filing Receipt should be directed to:

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Washington, DC 20231